

Atty. Dkt. No. ABI1460-2
(071243-1301)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Desai et al.

Title: NOVEL FORMULATIONS OF
PHARMACOLOGICAL AGENTS,
METHODS FOR THE
PREPARATION THEREOF AND
METHODS FOR THE USE
THEREOF

Appl. No.: 09/446,783

Filing Date: 05/16/2000

Examiner: Michael G. Hartley

Art Unit: 1616

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.
<u>Stephen E. Reiter</u> (Printed Name)
<u>SEP E. 1</u> (Signature)
<u>May 12, 2003</u> (Date of Deposit)

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5-15-03

RESPONSE

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
Alexandria, Virginia 22313-1450

Sir:

Responsive to the Office Action mailed April 10, 2003, please consider the following remarks.

REMARKS

The restriction of the claims under 35 U.S.C. 121 and 372 is respectfully traversed. As a preliminary matter, it is noted that substantial prosecution has already occurred with respect to all of the pending claims. Applicants have been subjected to substantial cost and delay in prosecution to now step back and first begin to divide up the claims into a large number of groups.